

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

RICHARD I. LAING,

Plaintiff, Civil No. 08-1274-AA

v. ORDER

THEODORE KULONGOSKI, et al.,

Defendants.

AIKEN, District Judge.

In order to establish entitlement to preliminary relief, the moving party must show, at an irreducible minimum, that they have a fair chance of success on the merits. Stanley v. University of Southern California, 13 F.3d 1313, 1319 (9<sup>th</sup> Cir. 1994), quoting Martin v. International Olympic Committee, 740 F.2d 670, 674-675 (9<sup>th</sup> Cir. 1994); Committee of Cent. American Refugees v. I.N.S., 795 F.2d 1434, 1437 (9<sup>th</sup> Cir. 1986); see also, United States v. Odessa Union Warehouse, 833 F.2d 172, 174 (9<sup>th</sup> Cir. 1987).

Plaintiff has failed to establish that has a fair chance of success on the merits of his claims in this case. Accordingly, plaintiff's Motion for Temporary Restraining Order and/or Preliminary Injunction (#8) is denied.

IT IS SO ORDERED.

DATED this 18 day of December, 2008.

/s/ Ann Aiken  
Ann Aiken  
United States District Judge